

IN THE CLAIMS:

Please amend claims 1, 11 and 20 and cancel claims 10, 24 and 25 according to the following.

1. (Currently Amended) A candle comprising:

a wax body with an internal cavity therein, the wax body having a substantially flat bottom surface with the internal cavity extending therefrom;

an enclosed insert configured for insertion into the internal cavity and disposed therein, the enclosed insert being of a cylindrical shape with a top end of a semi-hemispherical shape and a bottom flat end planar with the flat bottom surface of the wax body;

a light positioned within the enclosed insert positioned within the internal cavity for illuminating the wax body from within;

a power source coupled to the light and contained in the enclosed insert within the internal cavity;

a circuit board coupled to the light and power source and contained in the enclosed insert within the internal cavity; and

flickering means connected to the power source and the light and configured for causing the light to flicker from within the enclosed insert and the cavity.

2. (Previously Presented) The candle of claim 1 wherein the light is one of a light emitting diode and an incandescent light.

3. (Previously Presented) The candle of claim 2 wherein the circuit board is configured for controlling the voltage from the power source to the light emitting diode whereby the circuit board includes as flickering means a device capable of time variation of the current or voltage.

4. (Original) The candle of claim 3 where the power source is a battery.

5. (Canceled)

6. (Canceled)

7. (Canceled)

8. (Previously Presented) The candle of claim 4 wherein the enclosed insert is a translucent material.

9. (Original) The candle of claim 8 wherein the enclosed insert is affixed within the internal cavity and includes a door for access to the power source which is replaceable.

10. (Canceled)

11. (Currently Amended) The candle of claim ~~109~~ wherein the bottom flat end defines an access hole in which the door is positioned where the access hole includes intermittent radially inwardly extending lips that selectively hold the door in place via corresponding intermittent planarly outward extending tabs on the door.

12. (Original) The candle of claim 3 wherein the power source lasts at least one hundred continuous hours of illumination.

13. (Original) The candle of claim 3 wherein the power source lasts at least two hundred continuous hours of illumination.

14. (Original) The candle of claim 1 wherein the flickering means is one of an oscillator and a programmable microcontroller.

15. (Original) The candle of claim 14 wherein the flickering means varies the voltage or the current over time.

16. (Original) The candle of claim 14 wherein the oscillator is a 555 timer.

17. (Original) The candle of claim 14 wherein the programmable microcontroller is programmed to provide random lighting.

18. (Previously Presented) The candle of claim 14 wherein the programmable microcontroller is programmed to provide the flickering.

19. (Original) The candle of claim 14 wherein the programmable microcontroller is programmed to provide patterned lighting.

20. (Currently Amended) A candle comprising:  
a wax body with an internal cavity therein, the wax body including a substantially flat bottom surface with the internal cavity extending therefrom;  
an enclosed insert configured for insertion into the internal cavity and inserted therein, the enclosed insert being of a cylindrical shape with a top end of a semi-hemispherical shape and a bottom flat end planar with the flat bottom

surface of the wax body and including a replaceable door therein for providing access to the battery and light source;

a light source contained within the enclosed insert positioned within the internal cavity for illuminating the wax body from within, the light source being a light emitting diode;

a disposable battery contained within the enclosed insert positioned within the internal cavity and coupled to the light source;

a circuit board having a flickering means thereon and contained within the enclosed insert contained within the internal cavity, wherein the flickering means is connected to the battery and to the light source and is capable of time variation of at least one of current and voltage provided to the light source, causing the light source to flicker from within the enclosed insert and the internal cavity.

21. (Canceled)

22. (Canceled)

23. (Previously Presented) The candle of claim 20 wherein the enclosed insert is a translucent material.

Serial No. 10/620,276

Filed: July 14, 2003

24. (Canceled)

25. (Canceled)